

Frank M. Liberatore (SBN 119976)
JACKSON LEWIS, LLP
5000 Birch Street, Suite 5000
Newport Beach, CA 92660
(949) 885-1360 – Office
(949) 885-1380 – Fax

Aryn J. Sobo (SBN 231813)
JACKSON LEWIS LLP
725 South Figueroa Street, Suite 2500
Los Angeles, California 90017-5408
(213) 689-0404 - Office
(213) 689-0430 - Fax

Attorneys for Defendant
EDDIE BAUER, INC.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

KRISTAL D. SCHERER, an individual, on behalf of herself individually, all others similarly situated, and on behalf of the general public,	}	CASE NO. 07-CV-2270-JM (AJB)
		[Assigned to the Hon. Jeffrey T. Miller]
Plaintiff,	}	SUBSTITUTION OF COUNSEL ON BEHALF OF DEFENDANT EDDIE BAUER, INC.
vs.		
EDDIE BAUER, INC., a Delaware corporation, and DOES 1 through 100, inclusive,	}	
Defendants.		

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that Defendant EDDIE BAUER, INC. hereby substitutes Frank M. Liberatore, Esq., California State Bar No. 119976, of the law firm of Jackson Lewis LLP, 5000 Birch Street, Suite 5000, Newport Beach, California 92660, (949)885-1360, and Aryn J. Sobo, Esq., California State Bar No. 231813, also of the law firm Jackson Lewis LLP, 725 S. Figueroa Street, Suite 2500, Los Angeles, California 90017, (213)689-0404, as its counsel of record in the place of its present counsel of

1 record, Kalia C. Petmecky, Esq., California State Bar No. 194094, of the law firm of
2 Akin, Gump, Strauss, Hauer & Feld LLP, 2029 Century Park East, Suite 2400, Los
3 Angeles, California 90067, (310)229-1000.

4 The foregoing substitution is accepted by Defendant Eddie Bauer, Inc. and by its
5 present counsel, Kalia Petmecky.

6
7 Dated: July __, 2008

EDDIE BAUER, INC.

8
9 By: _____

10 Freya Brier, Esq.
11 Senior Vice President & General
12 Counsel

13 Dated: July __, 2008

AKIN GUMP STRAUSS HAUER & FELD LLP

14
15 By: _____

16 Kalia Petmecky, Esq.

17 On behalf of Jackson Lewis LLP, I accept the foregoing substitution.

18 Dated: July 10, 2008

JACKSON LEWIS LLP

19
20 Bv: s/Frank M. Liberatore

21 Frank M. Liberatore
22
23
24
25
26
27
28

1 record, Kalia C. Petmecky, Esq., California State Bar No. 194094, of the law firm of
2 Akin, Gump, Strauss, Hauer & Feld LLP, 2029 Century Park East, Suite 2400, Los
3 Angeles, California 90067, (310)229-1000.

4 The foregoing substitution is accepted by Defendant Eddie Bauer, Inc. and by its
5 present counsel, Kalia Petmecky.

6
7 Dated: July 3, 2008

EDDIE BAUER, INC.

8
9 By: 

10 Freya Brier, Esq.
11 Senior Vice President & General
12 Counsel

13 Dated: July __, 2008

AKIN GUMP STRAUSS HAUER & FELD LLP

14
15 By: _____

Kalia Petmecky, Esq.

16
17 On behalf of Jackson Lewis LLP, I accept the foregoing substitution.

18 Dated: July 8, 2008

JACKSON LEWIS LLP

19
20 Bv: 

Frank M. Liberatore

1 record, Kalia C. Petmecky, Esq., California State Bar No. 194094, of the law firm of
2 Akin, Gump, Strauss, Hauer & Feld LLP, 2029 Century Park East, Suite 2400, Los
3 Angeles, California 90067, (310)229-1000.

4 The foregoing substitution is accepted by Defendant Eddie Bauer, Inc. and by its
5 present counsel, Kalia Petmecky.

6
7 Dated: July __, 2008

EDDIE BAUER, INC.

8
9 By: _____

10 Freya Brier, Esq.
11 Senior Vice President & General
Counsel

12 Dated: July 7, 2008

AKIN GUMP STRAUSS HAUER & FELD LLP

14 By: _____

15 Kalia Petmecky, Esq.

16
17 On behalf of Jackson Lewis LLP, I accept the foregoing substitution.

18 Dated: July __, 2008

JACKSON LEWIS LLP

19 By: _____

20 Frank M. Liberatore
21
22
23
24
25
26
27
28

PROOF OF SERVICE

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

CASE NAME: Scherer v. Eddie Bauer, Inc.

CASE NUMBER: 07-CV-2270-JM (AJB)

I am employed in the County of LOS ANGELES, State of California. I am over the age of 18 and not a party to the within action; my business address is 725 South Figueroa Street, Suite 2500, Los Angeles, California 90017-5408.

On **July 10, 2008**, I served the foregoing document described as: **SUBSTITUTION OF COUNSEL ON BEHALF OF DEFENDANT EDDIE BAUER, INC.** in this action by placing a true copy thereof in a sealed envelope addressed as follows:

KALIA PETMECKY, ESQ.
AKIN GUMP STRAUSS HAUER & FELD LLP
2029 CENTURY PARK EAST, SUITE 2400
LOS ANGELES, CALIFORNIA 90067

PHONE: (310) 229-1000
FAX:

SHELDON A. OSTROFF, ESQ.
LAW OFFICES OF SHELDON A. OSTROFF
1441 STATE STREET
SAN DIEGO, CALIFORNIA 92101

PHONE: (619) 544-0881
FAX: (619) 544-0892

JAMES C. KOSTAS, ESQ.
DAVID HUFFMAN, ESQ.
HUFFMAN & KOSTAS
1441 STATE STREET
SAN DIEGO, CALIFORNIA 92101

PHONE: (619) 544-0880
FAX: (619) 544-0892



BY MAIL:

As follows: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.



BY NOTICE OF ELECTRONIC FILING:

The above-listed counsel have consented to electronic service and have been automatically served by the Notice of Electronic Filing, which is automatically generated by CM/ECF at the time said document was filed, and which constitutes service pursuant to FRCP 5(b)(2)(D).



2 **FEDERAL:**

3 I declare that I am employed in the office of a member of the bar of this
4 Court at whose direction the service was made.

5 Executed on **July 10, 2008**, at Los Angeles, California.

6 s/Elizabeth Garcia-Zapata

7 **ELIZABETH GARCIA-ZAPATA**